

Amendments to the Claims

This listing of claims will replace all prior versions, and listings, of claims in the application:

Listing of Claims:

1. (Currently Amended) A metal pigment for a cosmetic preparation, such as lipstick, nail polish, eye shadow, hair colorant, liquid mascara, powder, eyeliner, rouge, skin/hair care products, perfume, eau de toilette, lotions, characterized

in that a metallic substrate has a substrate-enclosing layer produced by the sol-gel process, which provides a barrier effect against sweat and saliva and prevents direct contact between skin and metallic substrate; and

consists of silicon oxide, aluminum oxide, iron oxide, cerioxide, chromium oxide, corresponding hydrates, or mixtures thereof;

said layer having a thickness of between 20 and 50 nm;

wherein the metallic core consists of aluminum, exclusive of impurities, 100% of the grain size is < 75 μm and 95% is < 45 μm and the content of mercury is ≤ 1 ppm, of arsenic ≤ 3 ppm, of lead ≤ 20 ppm, and the Al content is $\geq 99\%$.

2. (Original) A metal pigment according to claim 1, characterized in that the layer is compatible with a binding agent or carrier of the cosmetic preparation.

Claims 3-9 (Cancelled)

10. (Previously presented) A pigment according to claim 1, wherein the content of mercury is ≤ 1 ppm, of arsenic ≤ 3 ppm, of lead ≤ 10 ppm, of cadmium ≤ 1 ppm, of heavy metals (as lead) ≤ 40 ppm, the drying loss at 105°C is $\leq 0.5\%$, and the Al content is $\geq 99\%$.

11. (Currently Amended) A metal pigment in the form of a bronze pigment, for a cosmetic preparation, such as lipstick, nail polish, eye shadow, hair colorant, liquid mascara, powder, eyeliner, rouge, skin/hair care products, perfume, eau de toilette, lotions, characterized in that a metallic substrate or core has a substrate-enclosing layer produced by the sol-gel process, which provides a barrier effect against sweat and saliva and prevents direct contact between skin and the metallic substrate; and

consists of silicon oxide, aluminum oxide, iron oxide, cerioxide, chromium oxide, corresponding hydrates, or mixtures thereof;

said layer having a thickness of between 20 and
50 nm;

wherein the metallic core contains a content of copper of 70 to 95%, a content of zinc \leq 30% and a content of aluminum and tin of \leq 0.5% in each case, and the content of cadmium is \leq 15 ppm, of lead \leq 20 ppm, of arsenic \leq 3 ppm and of mercury \leq 1 ppm, and 95% of the grain size is $< 45 \mu\text{m}$.

Claim 12 (Cancelled)

13. (Currently Amended) A metal pigment, for a cosmetic preparation, such as lipstick, nail polish, eye shadow, hair colorant, liquid mascara, powder, eyeliner, rouge, skin/hair care products, perfume, eau de toilette, lotions, characterized in that

a metallic substrate or core has a substrate-enclosing layer produced by the sol-gel process, which provides a barrier effect against sweat and saliva and prevents direct contact between skin and the metallic substrate; and

consists of silicon oxide, aluminum oxide, iron oxide, cerioxide, chromium oxide, corresponding hydrates, or mixtures thereof;

said layer having a thickness of between 20 and
50 nm;

wherein the metallic core consists of silver exclusive of impurities, the content of mercury is ≤ 1 ppm, of arsenic ≤ 5 ppm, of lead ≤ 10 ppm, and the content of silver is $\geq 99.5\%$.

14. (Previously presented) A pigment according to claim 13, wherein the content of silver in the core is $\geq 99.9\%$.

15. (Currently Amended) A metal pigment, for a cosmetic preparation, such as lipstick, nail polish, eye shadow, hair colorant, liquid mascara, powder, eyeliner, rouge, skin/hair care products, perfume, eau de toilette, lotions, characterized in that

a metallic substrate or core has a substrate-enclosing layer produced by the sol-gel process, which provides a barrier effect against sweat and saliva and prevents direct contact between skin and the metallic substrate; and

consists of silicon oxide, aluminum oxide, iron oxide, cerioxide, chromium oxide, corresponding hydrates, or mixtures thereof;

said layer having a thickness of between 20 and 50 nm;

wherein the metallic core consists of, exclusive of incidental impurities, $\geq 90\%$ gold, $\leq 7\%$ silver, and $\leq 4\%$ copper.

16. (Previously Presented) A pigment according to claim 1, characterized in that the pigment is provided with a coating, wherein the weight ratio of coating to metallic core is between 1 and 0.001.

17. (Previously Presented) A pigment according to claim 1, characterized in that the metallic substrate is a metal pigment produced through grinding with lubricants of plant origin.

18. (Previously Presented) A pigment according to claim 1, characterized in that the metallic core is formed flake-like with a diameter of 1 to 100 μm and a mean thickness of 0.05 to 2 μm .

19. (Previously Presented) A method for producing a pigment according to claim 1, characterized in that the metallic substrate particles are coated without additional pretreatment in a sol-gel process in alcoholic-aqueous solution through hydrolysis and vapor depositing of organic metal oxide pre-stages and optionally with the use of suitable catalysts.

20. (Previously Presented) A cosmetic preparation containing a pigment according to claim 1.

Claims 21-22 (Canceled)

23. (New) A method for producing a pigment according to claim 11, characterized in that the metallic substrate particles are coated without additional pretreatment in a sol-gel process in alcoholic-aqueous solution through hydrolysis and vapor depositing of organic metal oxide pre-stages and optionally with the use of suitable catalysts.

24. (New) A cosmetic preparation containing a pigment according to claim 11.

25. (New) A method for producing a pigment according to claim 13, characterized in that the metallic substrate particles are coated without additional pretreatment in a sol-gel process in alcoholic-aqueous solution through hydrolysis and vapor depositing of organic metal oxide pre-stages and optionally with the use of suitable catalysts.

26. (New) A cosmetic preparation containing a pigment according to claim 13.

27. (New) A method for producing a pigment according to claim 15, characterized in that the metallic substrate particles are coated without additional pretreatment

in a sol-gel process in alcoholic-aqueous solution through hydrolysis and vapor depositing of organic metal oxide pre-stages and optionally with the use of suitable catalysts.

28. (New) A cosmetic preparation containing a pigment according to claim 15.